2005 DRAFTING REQUEST

Senate Amendment (SA-SB123)

Wanted: Soon For: Glenn Grothman (608) 266-7513 This file may be shown to any legislator: NO May Contact:				Identical to LRB: By/Representing: Jim Emerson Drafter: pkahler											
									Addl. Drafters:						
								Subject: Dom. Rel miscellaneous				Extra Copies:			
								Submit	via email: YES						
				Request	ter's email:	Sen.Groth	man@legis.	state.wi.us							
Carbon	copy (CC:) to:														
Pre To	pic:						**************************************								
No spec	cific pre topic gi	ven													
	aneous changes	related to dom	estic relation	ns chapter rew	rite										
Instruc	ctions:														
See Atta	ached														
Draftin	ng History:														
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required								
/?	pkahler 12/13/2005	lkunkel 12/14/2005													
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FE Sent For:

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May Contact: Addl. Drafters:

Subject: **Dom. Rel. - miscellaneous** Extra Copies:

Submit via email: **YES**

Requester's email: Sen.Grothman@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Miscellaneous changes related to domestic relations chapter rewrite $\sqrt{}$

Instructions:

See Attached

Drafting History:

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/? pkahler /\mk\2/.

<END>

FE Sent For:

STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

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RESEARCH APPENDIX - Draft Transfer/Copy Request Form

- Atty's please complete this form and give to Mike Barman

(Request Made By:) (Date: 12 / 13 / 05	
O Please <u>transfer</u> the drafting file for	
2003 LRB to the drafting file	
The final version of the 2003 draft and the final Request Sheet will copied on yellow paper returned to the original 2003 drafting file. A new cover sheet will be created/included listing the location of the drafting file's "guts".	e new
For research purposes, because the 2003 draft was incorporated into a 2005 draft, the condrafting file will be transferred, as a separate appendix, to the new 2005 drafting file. This request will be inserted into the "guts" of the 2005 draft. If introduced, the appendix will be scanned/added electronic drafting file folder.	form
OR	1
Please copy the drafting file for	and (A)
2005 LRB a 6963 / (include the version) and place it in the	t to
drafting file for 2005 LRB a 1877	ES

- For research purposes, because the original 2005 draft was incorporated into another 2005 draft, the original drafting file will be copied on yellow paper (darkened/auto centered/reduced to 90%) and added, as a separate appendix, to the new 2005 drafting file. This request form will be inserted into the "guts" of the new 2005 draft. If introduced the appendix will be scanned/added to the electronic drafting file folder.
- The original drafting file will then returned, intact, to its folder and filed. For future reference, a copy of the transfer/copy request form will also be added to the "guts" of the original draft.



State of Misconsin 2005 - 2006 LEGISLATURE

LRBa0966/1-PJK:hmkjif PJK:hmkjif StyS

SENATE AMENDMENT, TO 2005 SENATE BILL 123

Cooperator Cooperator

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At the locations indicated, amend the bill as follows:

- 1. Page 20, line 15: after "statutes" insert ", as affected by 2005 Wisconsin Act 25,".
 - 2. Page 57, line 5: after "court" insert "or county child support agency under s. 59.53 (5)".
 - **3.** Page 57, line 14: delete "clerk of court" and substitute "clerk of court or county child support agency under s. 59.53 (5)".
 - **4.** Page 59, line 4: delete lines 4 to 17 and substitute:
 - "(6) Interest on arreaded (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1% per month on any amount in arreads that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1% per month shall accrue on the total amount of child support in arreade, if

- any. Interest under this subsection is in lieu of interest computed under s. 807.01
- 2 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee under s.
- 3 767.29 767.57. Except as provided in s. 767.29 767.57 (1m), the department or its
- designee, whichever is appropriate, shall apply all payments received for child
- 5 support as follows:
- 6 (7) <u>Effect of joint legal custody</u>. An order of joint legal custody under s.
- 7 767.24 767.41 does not affect the amount of child support ordered.".
- 8 **5.** Page 64, line 11: delete "(4) and (6)" and substitute "(4), (6) and (7m) (b)
- 9 (intro.) and (c)".
- 10 **6.** Page 69, line 2: after that line insert:
- 11 "(7m) (b) (intro.) If after an assignment is in effect the payer's employer
- changes its payroll period, or the payer changes employers and the new employer's
- payroll period is different from the former employer's payroll period, the elerk of
- 14 court county child support agency under s. 59.53 (5) may, unless otherwise ordered
- by a judge, amend the withholding assignment or order so that all of the following
- apply:
- 17 (c) The clerk of court county child support agency shall provide notice of the
- amended withholding assignment or order by regular mail to the payer's employer
- and to the payer.".
- 7. Page 78, line 1: after "statutes" insert ", as affected by 2005 Wisconsin Act
- 21 25,".

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- **8.** Page 78, line 17: delete "46.22," and substitute "46.22.".
- 9. Page 79, line 8: after "receiving" insert "aid under s. 46.261 or".
- 24 **10.** Page 79, line 11: before "48.57" insert "46.261 (3),".

- **11.** Page 79, line 11: delete "(4) (h) 1.," and substitute "(4) (h) 1.,". 1 **12.** Page 79, line 12: before "48.57" insert "46.261 (3),". 2**13.** Page 79, line 12: delete "(4) (h) 1.," and substitute "(4) (h) 1.,". 3 14. Page 81, line 3: delete the material beginning with "to the income" and 4 ending with "206 (a) (1)" on line 5 and substitute "to the income a person would earn 5 6 by working 40 hours per week for the federal minimum hourly wage under 29 USC 7 206 (a) (1)". 8 15. Page 109, line 17: delete the material beginning with "court may" and 9 ending with "shall," on line 18 and substitute: "court may, or upon the request of any 10 party shall, unless s. 767.84 (1) (a) 2. applies,". 11 16. Page 115, line 23: delete the material beginning with that line and ending 12 with page 116, line 2 and substitute: 13 "Section 214m. 767.50 of the statutes is renumbered 767.883, and 767.883 (1). 14 as renumbered, is amended to read:". **17.** Page 149, line 10: delete lines 10 and 11. 15 **18.** Page 149, line 18: after that line insert: 16 17 "(9m) The treatment of section 767.295 (2) (c) of the statutes first applies to 18 child support orders that are granted on the effective date of this subsection.".
- 19. Page 149, line 21: after "767.457 (2)," insert "767.458 (2),".
- 20. Page 150, line 13: delete "July 1, 2006" and substitute "January 1, 2007".

STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Wisconsin Legislative Reference Bureau

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State of Misconsin 2005 - 2006 LEGISLATURE

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D-note D-note PJK: Kyt

This version of the amendment adds the change on page 93, line 4.

PJK = Kay

2005–2006 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

INSERT 3-7

1. Page 93, line 4: delete "If Except as provided in sub. (8), if" and substitute "If".

(END OF INSERT 3-7)

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRBa1877/2dn PJK:lmk:jf

January 24, 2006

This version of the amendment adds the change on page 93, line 4.

Pamela J. Kahler Senior Legislative Attorney Phone: (608) 266–2682

E-mail: pam.kahler@legis.state.wi.us